

FISCAL NOTE

Bill #: SB0362

Title: Revise penalties for minor in possession law violations

Primary Sponsor: Grimes, D

Status: As Amended in House Committee of the Whole

Sponsor signature

Date

Chuck Swysgood, Budget Director

Date

Fiscal Summary

	<u>FY 2004 Difference</u>	<u>FY 2005 Difference</u>
Expenditures:		
General Fund	\$0	\$0
Revenue:		
General Fund	\$19,250	\$19,250
Net Impact on General Fund Balance:	\$19,250	\$19,250

- | | |
|---|--|
| <input type="checkbox"/> Significant Local Gov. Impact | <input type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts |
| <input type="checkbox"/> Dedicated Revenue Form Attached | <input checked="" type="checkbox"/> Needs to be included in HB 2 |

Fiscal Analysis

ASSUMPTIONS:

Dept of Justice-Montana Highway Patrol

1. The Montana Highway Patrol assumes it will issue 700 citations under the provisions of this bill.
2. There will be 350 first-time offenders at an additional \$30 per occasion equals \$10,500.
3. There will be 238 second-time offenders at an additional \$80 per occasion equals \$19,040.
4. There will be 112 third-time offenders at an additional \$80 per occasion equals \$8,960.
5. Fifty percent or \$19,250 will go to local governments and fifty percent or \$19,250 will go to the state general fund.

Dept of Justice-Motor Vehicle Division

6. In CY 2002 there were 53 driver license suspensions ordered by the courts for minor in possession related violations. It is assumed there would be the same number of driver license suspension actions required for failure to complete the court ordered substance abuse course.
7. There is no impact for the Department of Justice, Motor Vehicle Division.

Fiscal Note Request SB 362, As Amended in House Committee of the Whole
(continued)

Judiciary

8. The community service, fines and reporting requirements specified in this bill will require substantial tracking and monitoring, significantly increasing the workload of juvenile probation officers. At this time it cannot be determined if additional juvenile probation officers will be necessary.

FISCAL IMPACT:

Department of Justice

	<u>FY 2004 Difference</u>	<u>FY 2005 Difference</u>
<u>Program 13 - MHP</u>		
<u>Revenues:</u>		
General Fund (01)	\$19,250	\$19,250
<u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u>		
General Fund (01)	\$19,250	\$19,250

EFFECT ON COUNTY OR OTHER LOCAL REVENUES OR EXPENDITURES:

The county where the offense occurs will receive one half of the revenue, so based on the above assumptions the counties will see their revenues increase by \$19,250.